IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 10TH SEPTEMBER 2007 / 19TH BHADRA 1929

Bail Appl..No. 5452 of 2007()

CRIME NO.334/07 OF HARIPAD POLICE STATION

PETITIONER : 2ND ACCUSED

LINESH, AGED 19 YEARS, S/O.LALJI,
LINESH BHAVANAM,WAR NO.IV,PERINAD PANCHAYAT,
VELLIMAN MURI, PERINAD VILLAGE,KOLLAM DISTRICT.

BY ADV. SRI.A.KRISHNAN

RESPONDENTS:

STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5452 of 2007

Dated this the 10th day of September, 2007

ORDER

Application for regular bail. The petitioner along with co-accused faces allegations under the Kerala Abkari Act. They had allegedly transported 525 litres of spirit in a Maruti Car when they were intercepted by the police. The petitioner continues in custody from 25.07.07. The petitioner is a 19 year old young person, it is submitted. The learned Public Prosecutor concedes that the petitioner has no history of any criminal antecedents.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigator is given full complement of 60 days to complete the investigation and I am satisfied that the petitioner can be directed to be released on bail subject to appropriate conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on the strength of this order prior to 24.09.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation from the date of his release before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of 3 months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-